

William J. Thurman

Honorable William T. Thurman
United States Bankruptcy Judge



Entered on Docket
March 31, 2014

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

* * * * *

In re:)	Case No.: 09-31603-MKN
)	Chapter 7
WILLIAM A. GAYLER,)	
)	
Debtor.)	
)	
DAVID A. ROSENBERG, Chapter 7)	Adv. Proc. No.: 11-01410-MKN
Trustee,)	
)	
Plaintiff,)	
)	
v.)	
)	Date: May 30, 2014
23 GOLDEN SUNRAY, L.L.C., et al.,)	Time: 12:30 p.m.
)	
Defendants.)	

ORDER SCHEDULING EVIDENTIARY HEARING

A status conference came on for hearing on March 20, 2014, regarding the Amended Motion to Approve Settlement Agreement (ECF No. 363) filed on behalf of David A. Rosenberg, Chapter 7 Trustee. Appearances were made by Matthew Kneeland on behalf of William A. Gayler; Liane Wakayma on behalf of John D. O'Brien, Trustee of the John D. O'Brien Profit Sharing Plan, Barry Moore, Janie Moore, Janie Moore and Barry Moore on behalf of The Bamm Living Trust, Donald J. Campbell, Trustee of the Donald J. Campbell Professional Corporation Profit Sharing Plan, John Esposito, Lorraine Esposito, Mario and Bianca Borini, Joseph Borini, Eroom Holdings, LP, William Godfrey; Howard Kim on behalf of David Rosenberg, Trustee, and Zach Larsen on behalf of CH. Angelus, II. Good cause appearing,

1 **IT IS HEREBY ORDERED** that an evidentiary hearing will be held on
2 **May 30, 2014 at 12:30 p.m.**, in the Foley Federal Building, 300 Las Vegas Blvd. South, Las Vegas,
3 Nevada, in Courtroom #5 before Judge William T. Thurman, regarding the Amended Motion to
4 Approve Settlement Agreement.

5 **IT IS FURTHER ORDERED** that any objections to the Amended Motion to Approve
6 Settlement Agreement must be filed no later than **April 11, 2014**, and replies must be filed no later
7 than **April 25, 2014**.

8 **IT IS FURTHER ORDERED** that the Alternate Direct Testimony procedure under
9 Local Rule 9017 will be followed. The movant's declarations and exhibits must be submitted to
10 opposing counsel no later than **May 12, 2014**. The respondents' declarations and exhibits must be
11 submitted to opposing counsel no later than **May 21, 2014**. No later than **May 28, 2014**, both
12 parties shall comply with Local Rule 9017(d)(3) for the submission of documents to the courtroom
13 deputy. Any additional legal memoranda submitted by the parties must be served and filed no later
14 than **May 21, 2014**. All other applicable provisions of Local Rule 9017(c), (d) and (e) shall apply.

15 **IT IS SO ORDERED.**

16
17 Notice and Copies sent through:

18 CM/ECF ELECTRONIC NOTICING AND/OR BNC

19 and sent via FIRST CLASS MAIL BY THE COURT AND/OR BNC to:

20 WILLIAM A. GAYLER
21 SYLVESTER & POLEDNAK
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LAS VEGAS, NV 89134

22 ALBERT MARQUIS
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12 Jacqueline A. Gilbert, Esq.
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13 Howard Kim & Associates
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14 Henderson, NV 89014

PART "A"
(Trial Statements)

The trial statement(s) shall contain the following items:

1. The disclosures required by Fed. R. Civ. P. 26(a)(3), as adopted by Fed. R. Bank. P. 7026 and LR 7026.
2. A concise statement of the nature of the action and contentions of the parties.
3. A statement as to the core or non-core jurisdiction of the Court, with legal citations.
4. Stipulated facts.
5. Contested issues of law with concise memorandum of authority.
6. Log of exhibits which may be offered in evidence, including any exhibits for impeachment or to refresh the memory of a witness (log attached).
7. Any special trial issue which requires the Court's attention.
8. The list of witnesses, with their addresses, expected to be called.

